

AO 440 (Rev. 03/08) Civil Summons

UNITED STATES DISTRICT COURT

for the

E-filing

Northern District of California

CV 08

2972

Emelia M Pasternak

Plaintiff

v.

Trans Union LLC et al

Defendant

Civil Action No.

Summons in a Civil Action

MHP

To: Capital One Bank

(Defendant's name)

A lawsuit has been filed against you.

Within 20 days after service of this summons on you (not counting the day you received it), you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff's attorney, whose name and address are:

Andrew J. Ogilvie

Kemnitzer, Anderson, Barron, Ogilvie & Brewer LLP

445 Bush Street, Sixth Floor

San Francisco, California 94108 415/861-2265, fax 415/861-3151, email ajogil@kaboblaw.com

If you fail to do so, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

Richard W. Wieking

Name of clerk of court

Date: 06/16/2008

MARY ANN BUCKLEY

Deputy clerk's signature

(Use 60 days if the defendant is the United States or a United States agency, or is an officer or employee of the United States allowed 60 days by Rule 12(a)(3).)